



**DEPARTMENT OF THE NAVY
OFFICE OF THE JUDGE ADVOCATE GENERAL
1322 PATTERSON AVENUE SE SUITE 3000
WASHINGTON NAVY YARD DC 20374**

IN REPLY REFER TO:
5720
Ser 13/3FA0750.20
September 11, 2020

Ms. Leslie Reithmiller
651 E. Jefferson Street
Tallahassee, FL 32399
lreithmiller@floridabar.org

Dear Ms. Reithmiller:

SUBJECT: FREEDOM OF INFORMATION ACT REQUEST DON-NAVY-2020-011176

This letter responds to your above-referenced Freedom of Information Act (FOIA) request dated August 16, 2020, which requests historical data pertaining to military attorneys stationed in Florida or licensed by the Florida Bar. This response is provided on behalf of the Office of the Judge Advocate General (OJAG). Your request was processed in accordance with the FOIA, 5 U.S.C. § 552, and the Department of the Navy Freedom of Information Act Program, SECNAVINST 5720.42G.

Individuals in OJAG, the Bureau of Naval Personnel, and Navy Personnel Command who were most knowledgeable about the likely location of responsive records searched computer databases, shared computer drives, and hardcopy files for any documents responsive to your request. Each of the questions in your request have been addressed individually below.

1. Number of military attorney billets in the state of Florida annually over the last five years (2014-2019). **September 2014: 85. September 2015: 85. September 2016: 88. September 2017: 81. September 2018: 82. September 2019: 82.**
2. Number of military attorneys assigned to billets in the state of Florida annually over the last five years (2014-2019). **December 2014: 70. December 2015: 74. December 2016: 89. December 2017: 82. December 2018: 76. December 2019: 86.**
3. Number of military attorneys assigned to billets in the state of Florida annually over the last five years (2014-2019) who were members of The Florida Bar. **December 2014: 7. December 2015: 9. December 2016: 15. December 2017: 10. December 2018: 7. December 2019: 8.**
4. Number of military attorneys assigned to billets in the state of Florida annually over the last five years (2014-2019) who were not members of The Florida Bar. **December 2014: 63. December 2015: 65. December 2016: 74. December 2017: 72. December 2018: 69. December 2019: 78.**

5. Number of military attorneys executing permanent change of station orders of one year or more to billets in the state of Florida annually over the last five years (2014-2019). **After a thorough search of our files, it has been determined that OJAG, the Bureau of Naval Personnel and Navy Personnel Command have no records responsive to this request. There is no database or resource that allows for retrieval of records sufficient to meet this request.**
6. Number of military attorneys assigned under permanent change of station orders of one year or more to billets in the state of Florida who separated from active duty service while stationed in Florida (completed initial commitment, resigned their commission or retired) annually over the last five years (2014-2019). **December 2014: 2. December 2015: 2. December 2016: 6. December 2017: 4. December 2018: 1. December 2019: 4.**
7. Number of military attorneys assigned under permanent change of station orders of one year or more to billets in the state of Florida who separated from active duty while stationed in Florida (completed initial commitment, resigned their commission, or retired) annually over the last five years (2014-2019) who were not members of The Florida Bar. **December 2014: 2. December 2015: 2. December 2016: 6. December 2017: 4. December 2018: 1. December 2019: 4.**
8. Number of military attorneys nationwide annually over the last five years (2014-2019) who were members in good standing of The Florida Bar. **2014: 49. 2016: 64. 2018: 102. While all Navy Judge Advocates are required to remain in good standing with their licensing authority at all times, Judge Advocate General's Instruction (JAGINST) 5803.1E and JAGINST 5803.2B only require submission of proof of good standing every two years. These numbers represent both active and reserve judge advocates. These numbers may not fully represent the total number of attorneys who are members in good standing with the Florida Bar because there are many judge advocates who are licensed to practice in more than one state. JAGINST 5803.1E only requires submission of proof of good standing for one jurisdiction. Thus, an attorney who is licensed to practice in both Florida and another jurisdiction may only provide proof of good standing for one of those jurisdictions.**
9. Number of military attorneys who were members of The Florida Bar assigned to billets outside the state of Florida annually over the last five years (2014-2019). **December 2014: 40. December 2015: 40. December 2016: 40. December 2017: 46. December 2018: 46. December 2019: 46.**
10. Number of military attorneys who were members of The Florida Bar assigned to billets outside the state of Florida at the time they separated from active duty (completed initial commitment, resigned their commission, or retired) annually over the last five years

(2014-2019). **December 2014: 0. December 2015: 0. December 2016: 1. December 2017: 0. December 2018: 0. December 2019: 0.**

11. Number of military attorneys annually over the last five years (2014-2019) who were not members of The Florida Bar but listed Florida as their home state of record at the time of their commissioning. **After a thorough search of our files, it has been determined that OJAG, the Bureau of Naval Personnel, and Navy Personnel Command have no records responsive to this request. There is no database or resource that allows for retrieval of records sufficient to meet this request.**

I am the official responsible for the processing of your request. An adverse determination may be appealed, in writing, to OJAG, General Litigation Division (Code 14), 1322 Patterson Avenue, SE, Suite 3000, Washington Navy Yard, DC 20374-5066. Should you wish to appeal this matter, I recommend your envelope and statement bear the notation "FOIA Appeal." Your appeal must be postmarked within 90 days of the date of this letter. No fees were generated by this request. You may also appeal via FOIA Online.

For any further assistance and to discuss any aspect of your request, you have the right to contact the DON FOIA Public Liaison at DONFOIAPublicLiaison@navy.mil. Additionally, you have the right to contact the Office of Government Information Services (OGIS) to inquire about the FOIA mediation services they offer. The contact information of OGIS is: Office of Government Information Services, National Archives and Records Administration, 8601 Adelphi Road-OGIS, College Park, Maryland 20740-6001; e-mail at ogis@nara.gov; telephone at 202-741-5770; toll free at 1-877-684-6448; or facsimile at 202-741-5769.

If you have any questions, please contact CDR Katherine Callan, JAGC, USN, who may be reached by e-mail at katherine.callan@navy.mil.

Sincerely,



R. C. De TOLVE
Deputy Assistant Judge Advocate General
(Administrative Law)
Office of the Judge Advocate General